

PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No. : 10/654,094 Confirmation No. : 4899
Applicant : Thomas E. Creamer
Filed : September 3, 2003
TC/A.U. : 2195
Examiner : To, Jennifer N.
Docket No. : BOC9-2003-0001 (370)

PETITION UNDER 37 C.F.R. §1.313(c)

Mail Stop Petitions

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir,

Applicants respectfully request withdrawal of the above-identified patent application from issuance after payment of the issue fee under 37 C.F.R. §1.313(c)(2). As required by 37 C.F.R. §1.313(c)(2), this Petition is accompanied by a proper Request for Continued Examination.

The above-identified application is scheduled to issue as U.S. Patent No. _____ on _____; however, Applicants, through the undersigned representative, requests withdrawal of this application from issuance for the following good cause.

The issue fee was paid in connection with the instant patent application on July 31, 2008. On June 27, 2008, Applicants were made aware of prior art references cited in a counterpart Chinese patent application. The references cited by the Chinese Patent Office were not cited during the prosecution of the instant application. Accordingly, Applicants respectfully request

withdrawal of the instant application from Issue so that the cited references may be considered by the Examiner in the instant application. In addition to a Request for Continued Examination, this Petition is accompanied by an Information Disclosure Statement.

The Commissioner is hereby authorized to charge the Petition fee of \$130, pursuant to 37 C.F.R. §1.17(h), and the large entity Request for Continued Examination fee of \$810, pursuant to 37 C.F.R. §1.17(e), to Deposit Account No. 50-0951. Although no additional fees are believed due, the Commissioner is hereby authorized to charge any deficiency or credit any surplus to Deposit Account No. 50-0951.

Respectfully submitted,

AKERMAN SENTERFITT

Date: August 6, 2008

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